

CHAPTER 1066

MENTAL HEALTH TREATMENT COSTS OF PERSONS ACCUSED OF A CRIME

S.F. 2296

AN ACT relating to mental health treatment costs of certain persons accused of a crime.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 812.6, subsection 2, paragraphs a and b, Code 2014, are amended to read as follows:

a. A defendant who poses a danger to the public peace or safety, or who is otherwise not qualified for pretrial release, shall be committed as a safekeeper to the custody of the director of the department of corrections at the Iowa medical and classification center, or other appropriate treatment facility as designated by the director, for treatment designed to restore the defendant to competency. The costs of the treatment pursuant to this paragraph shall be borne by the department of corrections.

b. A defendant who does not pose a danger to the public peace or safety, but is otherwise being held in custody, or who refuses to cooperate with treatment, shall be committed to the custody of the director of human services at a department of human services facility for treatment designed to restore the defendant to competency. The costs of the treatment pursuant to this paragraph shall be borne by the department of human services.

Approved April 3, 2014